

HAMILTON COUNTY BOARD OF COMMISSIONERS
AUGUST 25, 2003

The Hamilton County Board of Commissioners met on Monday, August 25, 2003 in the Commissioner's Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. President Holt called the meeting to order at 1:00 pm. A quorum was declared present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. The Pledge of Allegiance was recited.

Approval of Minutes:

Altman motioned to approve the minutes of August 11, 2003 with one correction on page 8, under Behavior Corp., Karen Beaumont did concur with redistribution of money through the Community Mental Health. A "not" needs to be taken out of sentence. Dillinger seconded. Motion carried unanimously. (Following review of the audio from the August 11th meeting, the "not" was stated incorrectly by Altman, she did speak with Ms. Beaumont and Ms. Beaumont did concur with the redistribution of money.)

Lakes at Hamilton Place - Request for Variance: [1:04:07]

Mr. Dave Sexton, Schneider Corporation, stated he is requesting variances on the Lakes at Hamilton Place project. The Lakes at Hamilton Place is a single family subdivision of approximately 153 acres that Dura Builders is developing. It is located on the north side of 116th Street between Shelborne Road and US 421 to the west. Mr. Sexton stated they have deleted a variance request for a centerline variance from 150' to 100', which was located in the southeast portion. The second variance they would like to delete is the request from 150' to 142', which is located near the entrance at 116th Street. The third variance is an alteration, we realigned the street to line up with the cul-de-loop which is directly across the street. He would request a reduction in the centerline radius at two (2) locations. Both are located in the northeastern portion of the site along lots 70-75 and a reduction in the minimum centerline offset from 150' to 31' in three different locations. Each of these locations is where a street lines up with another of the cul-de-loops. We also request a waiver to allow the placement of brick pavers in six (6) different locations within the site. We also request a waiver to allow cul-de-sacs in excess of 600' in two locations, in the northeastern portion and one in the southeastern portion of the site. The City of Carmel has sent letters of support in addition to the Fire Department and school system. There are two (2) other variances we are requesting to allow the placement of street trees in the right of way between the curb and the sidewalks and allow placement of street lights at various locations in the right-of-way within the subdivision.

[1:08:12] Mr. Steve Broermann stated everything that Mr. Sexton has discussed does not meet our minimum design criteria, as listed in our subdivision control and street improvement ordinance. We do not allow any trees in right-of-way in any of the subdivisions. The placement of the brick pavers is not typical of our streets. It is a maintenance issue, resurfacing of those areas is our concern. Dillinger asked if Mr. Broermann is recommending we deny all of his requests? Mr. Broermann stated we would recommend they not be granted simply because they do not meet our design standard criteria. Holt stated historically when someone applies for a variance, the engineering department has said we want to point out to the Board that they do not meet our design criteria and in the past you have not said we asked you to deny them. Mr.

Broermann stated he is not asking you to deny, the Highway's recommendation is that they meet the minimum standards. Holt asked if there is a legal drain inside the subdivision? Mr. Sexton stated yes. Holt asked when annexed, the legal drain will stay under the supervision of the Drainage Board? Mr. Broermann stated correct. That is one of the issues with the street trees is the maintenance of the subsurface drain. There is a letter in the packet that states the homeowners association will maintain that drain, but he does not know if the homeowners association is capable or aware of what it takes to maintain that drain. Holt asked if it would be in the covenants? Mr. Sexton stated yes, Dura has made a written commitment that the homeowners association would maintain the subsurface drain. Holt stated we have historically been adamant on the street tree issue, simply because the pipes are plugged and it causes dilemmas with upscale subdivisions throughout the county. Centennial had to dig their trees up. Mr. Sexton stated they want the trees for esthetics and street trees have been placed in other subdivisions such as Village of West Clay and Centennial. Mr. Broermann stated the street trees were part of the variance request for Village of West Clay, but those subsurface drains are privately maintained. Centennial is private streets. Mike Howard asked if the maintenance of the pavers covered by the covenants? Mr. Sexton stated they would be. Altman asked why would you not go to the option of stamped concrete or something that would be more acceptable to the highway department? Mr. Sexton stated if they should need maintenance or something under the street needs repaired it is hard to match the stamped concrete or asphalt. With the pavers you can take them up and replace them after the repair. Dura Builders have said they would do any of the three - stamped concrete, stamped asphalt or pavers. Their preference is the pavers. Mr. Howard asked if a Consent to Annexation has been filed, so if and when Carmel becomes contiguous they would be annexed? Mr. Sexton stated it is their understanding that the property this site is on is included in the annexation that is going on right now. Carmel has indicated this will be done before the end of the year. Mr. Broermann stated that is true, his conversations with Carmel is that it is part of the C-260 annexation, which includes a large portion of western Clay Township. Carmel's Plan Commission has granted all the variances that they are requesting today. [1:14:20] Mr. Jim Neal stated we do have an e-mail from Kate Wease, Carmel Engineer, with regard to the brick paver issue in which she has stated they would not be supportive of the brick pavers. They would prefer stamped asphalt or stamped concrete, with their first preference being stamped asphalt. Brick pavers is the third alternative. Howard asked if they annex, where does the county drain end and the street maintenance begin? Mr. Jerry Liston stated it stops at the structure, anything either side of the structure would fall under a private drain. Altman stated it seems to prove that trees should not be planted to an infrastructure like that, it may be pretty but if it causes a huge maintenance issue, it does not seem advisable. She assumes on the lighting issue there would be an agreement on file that you place those on your own risk. If we need to go into the right-of-way, we are not responsible for replacement or repair? Holt stated right. Altman stated we can not cover the same thing with the tree issue, we are talking about a positive maintenance item that there is no guarantee you will have a solvent homeowners association at the time of the problem. Howard stated the City of Noblesville wants to plant trees in right-of-way and the Street Department accepts responsibility and it is the esthetic verses cost issue, our county highway department is not a level of maintenance that they have traditionally funded. The City of Carmel may be thrilled with it. [1:17:28] Holt stated given the eminent likelihood of annexation and the fact that Carmel has blessed your request for the variances he motioned to approve. Dillinger seconded. Altman asked for clarification on the drain issue, will we be responsible for the maintenance of the subsurface drains? Mr. Liston stated in the past the county

has not maintained the drains. We will maintain the storm sewers, structures, but the under drains themselves we will not maintain. Altman asked if the agreements are in place at the time we are asked to pass this variance? Mr. Broermann stated no, we do not, but we could make that a condition of plat approval. Altman stated as long as that is there and the issue of the light placement is stated "it is at your risk", she does not have a problem with it. Motion carried unanimously.

Sign Truck Bid Award: [1:19:50]

Mr. Brad Davis stated the bids for the sign truck have been reviewed. We received two bids. The low bid was Hare Chevrolet, which he rejected their bid, they did not follow the bid instructions and they only provided a three-year warranty and we specified five years. The second bid was from Circle City GMC, they followed bid instructions. Mr. Davis recommended the bid be awarded to Circle City GMC in the amount of \$143,775.00. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Highway Business [1:20:50]

Road Cut Permits:

Mr. Jim Neal requested approval of Open Road Cut Permits. 1) RDCUT 2003-035 - Vectren Energy Delivery - 66' south of centerline of 126th Street and 5' west of Olio Road to provide service to Saxony Section 1A & 1B and Wesleyan Church World Headquarters and needed additional feed to the Geist area. They will upgrade their main to the north and to the west, so they should not have to cut back in to the pavement. We have made conditions to the permit that an INDOT pre-qualified paving contractor does all the paving repair and we have a strict list of conditions as to what the repair has to be. Altman motioned to approve. Dillinger seconded. Motion carried unanimously. 2) RDCUT 2003-036 - Gradex, Inc. - 890' north of 116th Street on Towne Road to install sanitary sewer across Towne Road. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit - Highway Department: [1:23:28]

Mr. Neal requested acceptance of Bonds and Letters of Credit for the Highway Department. 1) HCHD #B-99-0079 - AMCO Insurance Company Bond Continuation Certificate issued on behalf of A-1 Superior Excavating, Inc. in the sum of \$25,000 to now expire August 16, 2004. 2) HCHD #B-03-0091 - Developers Surety and Indemnity Company Permit Bond No. 888594C issued on behalf of Estridge Development Company, Inc. in the sum of \$5,000 for a road cut on a temporary drive approach in right of way for Centennial-Brookie to expire August 1, 2004. 3) HCHD #B-03-0092 - Developers Surety and Indemnity Company Permit Bond No. 888592C issued on behalf of Estridge Development Company, Inc. in the sum of \$20,000 for a road cut for a private road approach in right of way for Centennial, Section 8 to expire August 1, 2004. 4) HCHD #B-03-0093 - Developers Surety and Indemnity Company Permit Bond No. 888593C issued on behalf of Estridge Development Company, Inc. in the sum of \$20,000 for a road cut for a private road approach in right of way for Centennial, Section 9 to expire August 1, 2004. 5) HCHD #B-03-0094 - Travelers Casualty and Surety Company Permit Bond No. 104050996 issued on behalf of Clarian Health Partners, Inc. in the sum of \$5,000 for a driveway/construction entrance permit to expire July 3, 2004. 6) HCHD #B-03-0095 - Travelers

Casualty and Surety Company Permit Bond No. 104050998 issued on behalf of Clarian Health Partners, Inc. in the sum of \$5,000 for a driveway/construction entrance permit to expire July 14, 2004. 7) HCHD #B-03-0096 - Travelers Casualty and Surety Company Permit Bond No. 104050997 issued on behalf of Clarian Health Partners, Inc. in the sum of \$5,000 for a road cut permit that has a rider to increase the sum of \$10,000 to expire July 14, 2004. 8) HCHD #B-03-0097 - Safeco Insurance Company Subdivision Bond No. 6223333 issued on behalf of Centex Homes in the sum of \$124,254.05 for stone base, concrete curbs and street names in The Ridge at Hayden Run, Section 1 to expire August 4, 2005. 9) HCHD #B-03-0098 - St. Paul Fire and Marine Insurance Company Performance Bond 400SZ7775 issued on behalf of Milestone Contractors in the sum of \$452,260 for Resurface Contract 03-3 to expire July 28, 2005. 10) HCHD #B-03-0099 - St. Paul Fire and Marine Insurance Company Payment Bond 400SZ7775 issued on behalf of Milestone Contractors in the sum of \$452,260 for Resurface Contract 03-3 to expire July 28, 2005. 11) HCHD #B-03-0100 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 888619S issued on behalf of Estridge Development Company, Inc. in the sum of \$95,871.45 for curbing in Centennial, Section 9 to expire August 14, 2005. 12) HCHD #B-03-0101 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond 888618S issued on behalf of Estridge Development Company, Inc. in the sum of \$319,792 for streets in Centennial, Section 9 to expire August 14, 2005. Dillinger motion to approve. Altman seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Highway Department:

Mr. Neal requested release of a Letter of Credit for the Highway Department. 1) HCHD #L-00-0010 - Fifth Third Bank Irrevocable Standby Letter of Credit SB12271 and Rider accepted July 9, 2001 for streets and curbs in Feather Cove Subdivision. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Agreements and Supplements [1:24:11]

106th and College Avenue Inspection Agreement:

Mr. Neal requested approval of an agreement between the Hamilton County and INDOT, HCHD #E-03-0014, for inspection of intersection improvements of College Avenue at 106th Street. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Trailways Project Construction Inspection Agreement - INDOT:

Mr. Neal requested approval of the construction inspection agreement between Hamilton County and INDOT, HCHD #E-03-0013, for Towne Road Trail from 106th Street to Coxhall Gardens. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Trailways Project Construction Inspection Agreement:

Mr. Neal requested approval of the construction inspection agreement between Hamilton County and Paul I. Cripe, Inc., HCHD #E-03-0012, for the Hamilton County Trailways Project along Towne Road. Dillinger motioned to approve. Altman seconded. Altman asked if this is reimbursable? Mr. Neal stated yes. Motion carried unanimously.

Ditch Road Roundabouts Supplemental Agreement #4:

Mr. Neal requested approval of Supplemental Agreement #4 with First Group Engineering for the Ditch Road roundabouts at 96th, 106th and 116th Streets. We are scheduled to rebid this project in mid-October. This is a part-time inspection agreement with a not to exceed of \$35,000. Dillinger motioned to approve. Altman seconded. Altman asked if the \$35,000 was for all the intersections? Mr. Neal stated it is strictly for the 96th and 116th Street intersections. Altman suggested looking into a person on staff for construction inspection, this is something long-term that we need to look at. Holt asked why would we approve this now, if we are not going to bid it until October? Mr. Neal stated later in today's meeting we are requesting permission to advertise for the clearing contract and there will likely be utility relocation before the letting and we want to have someone go check to make sure we are relocating them properly. Motion carried unanimously.

Subdivision Inspection Agreements [1:27:32]

The Ridge at Hayden Run, Section 1:

Mr. Neal requested approval of Subdivision Inspection Agreement, HCHD #A-03-0017, for The Ridge at Hayden Run, Section 1 between Hamilton County and Centex Homes (developer) and Janssen & Spanns Engineering, Inc. (engineers) in the amount of \$7,000. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Intracoastal at Geist, Section 2A:

Mr. Neal requested approval of Subdivision Inspection Agreement, HCHD #A-03-0018, for Intracoastal at Geist, Section 2A between Hamilton County and Centex Homes (developer) and EDIS, Inc. (engineers) in the amount of \$7,000. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Intracostal at Geist, Section 2C:

Mr. Neal requested approval of Subdivision Inspection Agreement, HCHD #A-03-0019, for Intracostal at Geist, Section 2C between Hamilton County and Centex Homes (developer) and EDIS, Inc. (engineers) in the amount of \$7,000. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Claybourne Subdivision, Section 2:

Mr. Neal requested approval of Subdivision Inspection Agreement, HCHD #A-03-0020, for Claybourne Subdivision, Section 2 between Hamilton County and Boomerang Development (developer) and United Consulting Engineers and Architects, Inc. (engineers) in the amount of \$12,000. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Flashing School Zone Beacons - Our Lady of Mount Carmel: [1:28:50]

Mr. Neal requested approval of the Agreement Regarding Flashing School Zone Beacon in Right-of-Way, HCHD #M-03-0032, between Hamilton County and the Roman Catholic Diocese of Lafayette-in-Indiana for Our Lady of Mount Carmel Catholic School. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Official Action [1:29:46]

Shelborne Road:

Mr. Neal requested approval of an Official Action for installation of No Passing Zones on Shelborne Road from 116th Street to 146th Street. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Permission to Advertise [1:30:47]**Resurface Project 03-6, Various Roads in Noblesville and Wayne Townships:**

Mr. Neal requested permission to advertise for Resurface Project 03-6, Various Roads in Noblesville and Wayne Townships. Bids will be opened September 22, 2003. Dillinger motioned to approve. Holt seconded. Motion carried unanimously.

Clearing Contracts:

Mr. Neal requested permission to advertise for Clearing for the Intersection Improvement at 116th Street & Ditch Road and Clearing for the Intersection Improvement at 96th Street & Ditch Road. Bids will be opened on September 22, 2003. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Bridge #82, Crooked Creek Road over Big Cicero Creek: [1:33:01]

Mr. Neal requested approval of a letter to INDOT regarding Bridge #82, Crooked Creek Road over Big Cicero Creek certifying that we do have all the right-of-way available for this project. Dillinger motioned to approve. Altman seconded. Motion carried unanimously. Mr. Neal requested signatures on the Title Sheet for Bridge #82. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Announcements [1:34:18]**Bridge #262 Funding:**

Mr. Brad Davis stated we have learned that our funding arrangement for Bridge #262, Fall Creek Road over Geist Reservoir, with INDOT might be in jeopardy. The draft information that INDOT sent excluded federal participation with construction inspection. We met with the consultant and he has a call to INDOT to discuss this. If INDOT would carry forward in this manner the bridge project could conceivably cost us an extra \$850,000 - \$900,000. Holt asked if there is an estimate on how much money we have into this project? Mr. Knight stated between engineering and right-of-way we have spent between \$700,000-\$750,000. We are under an agreement with United Consulting for inspection for another \$638,000. Holt asked if anything would go sour if we put it on the shelf until the State knows they have a steady stream of income from the Feds and we could move forward? Mr. Davis stated he is not sure that is the problem, we met with them to advance money to cover the extra costs associated with this project, with the understanding that once their 2004 funds become available that we would be reimbursed. Now they have apparently capped their federal fund involvement on this project to about 80% of the construction costs and excluded participation of the inspection and contingency monies. Whether they get money or not, it does not look like they are willing to spend any more money on this project. Mr. Howard stated if we are going to move it back one year, we have an

agreement with one of the property owners, which will loose docks for one year and we projected that year to be 2004 and if that year is not going to be 2004, they are going to begin removing their docks within the next 30 days. If we are going to move it back, we will need to know very soon, we will need to amend that agreement to move it back one year. That is \$45,000. Our agreement is that if we can't tell them by December 2004 that they get back in, then they get another year. Holt asked if the drop dead date when the boats come out of the water or December? Mr. Howard stated October 1st of this year they begin moving docks. If we are going to amend the agreement, we need to do it before they start moving docks. Mr. Davis stated right now this is a mid-September letting, he is hoping to get something clarified soon.

Commissioner Committee Reports [1:39:49]

Homeland Security Grant:

Altman requested to put the Homeland Security Grant on the next meeting agenda. She presumes the committee will come up with a recommendation on the expenditure for the \$140,000.

Attorney [1:40:00]

Banc One Investment Advisory and Custody Agreement:

Mr. Mike Howard requested signature of the Investment Advisory and Custody Agreement with Banc One regarding Hamilton County accounts.

Capital Acquisitions Short Term Funding:

Mr. Howard stated the County Council discussed, during Budget Hearings, a funding alternative for Capital Acquisitions including vehicles for the Sheriff, hardware & software, election machines, etc. If we are going to do this, so there is a levy in place in 2004, we need to have our filing for the State Tax Board in place in three (3) weeks. Mr. Howard stated due to the time frame he recommends using Umbaugh and Ice Miller. Altman asked if the Bond Bank has been explored? Mr. Howard stated we have explored the Bond Bank in the past, traditionally their issuance costs are approximately 30% more than ours. They are for people who can not get a bond rating like we do, traditionally they are 60 to 70 basis points higher. We are meeting with the Council Finance Committee and he will have Mr. Ruhl report on that alternative. Altman stated she understands we want to save interest, but we are looking at a 2-4 year amoritization, so the interest rate is not as critical as the issuance.

Liability Trust Claims:

Mr. Howard requested approval of Liability Trust Claims in the total amount of \$13,790. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Administrative Assistant [1:43:52}

AIC Annual Meeting:

Mr. Swift stated the Association of Indiana Counties (AIC) will hold it's annual meeting October 6-9, 2003. Mr. Swift asked if anyone would like him to register them, he will do so.

Altman and Dillinger asked to be registered for the full conference and Holt asked to be registered for one day.

Delinquent Property Taxes - Employees:

Mr. Swift stated he has received the employee delinquent tax list from the Spring property taxes. Mr. Swift requested the Board set a deadline for payment before garnishment begins. The Treasurer has asked for an October 1st payment deadline, due to the tighter schedule she is on for Spring and Fall payments. Holt asked what is her reason for moving it up? Mr. Swift stated she will be sending bills out again in the Fall. Holt asked what is the normal deadline? Mr. Swift stated last year it was November 1st. Holt would like to stay with November 1st. Ms. Mills stated the second round of tax bills are being sent September 15th. Holt motioned to make the date November 1st. Dillinger seconded. Motion carried unanimously.

Highway Meeting:

Mr. Swift confirmed that the Board will meet with the Highway Department on September 9, 2003 at 7:30 am at the Highway Department.

Carmel Clay Schools Wage Determination Appointment:

Mr. Swift stated the Carmel Clay Schools has requested an appointment to their Wage Determination Board. They recommend Marilyn Greenfield. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Hamilton County Handbook:

Mr. Swift stated there is a company that wishes to produce a handbook for Hamilton County. They have asked for a letter from the President of the Board of Commissioners that acknowledges that they know and approve of the plans for the handbook. Altman stated she thought we determined we would not do anything sanctioned or otherwise for that, if they cared to do it, they could, they would not have a stamp of approval from the County because it was not a county publication. Mr. Swift stated it is not a county publication, but they ask for the County to consider acknowledging county government. Mr. Swift stated he has checked the phone numbers and addresses. Holt and Dillinger stated they don't know why the letter would not be done. Holt stated he thinks the letter should be redone, that we approve under the assumption that they will include a welcoming letter from the Board of Commissioners as they did for Johnson County. Altman stated apparently you have never been involved with an entity that had incorrect information in it, she has and the backlash is horrendous. Dillinger motioned to approve. Holt seconded. Dillinger and Holt approved. Altman abstained. Motion carries.

Auditor [1:52:21]

EMA Grant Application:

Ms. Robin Mills requested approval and signatures on the EMA Grant Application. Altman stated there is supposed to be a meeting on September 4th to finalize what we would be spending the money on.

Image Technology Corporation:

Ms. Mills requested approval of a contract with Image Technology Corporation (itc) for imaging of the Auditor's Tax Deduction Forms. This has been approved by the ISS Board. Ms. Mills requested approval of the contract pending funding by the County Council in September. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

4-H Rental Facility Ordinance: [1:54:22]

Ms. Mills stated the County Council has requested to rescind the 4-H Rental Facility Ordinance, effective December 31, 2003 and move the monies and expenditures into the County General Fund for tracking purposes. Altman stated this is a non-reverting fund that is not functional and all the fairgrounds expenditures for capital and maintenance will go in to one budget category so we can track expenses and income. Dillinger asked what is it doing now? Altman stated it is in every budget conceivable. It has never been pulled together so the County can trace the costs of operation of that facility. This was one of the recommendations made by the Johnson and Associates report. Dillinger asked if we have discussed this? Altman stated the report has been presented to us. Holt asked if anyone has talked to 4-H to see if they see a downside? Ms. Mills stated they don't do anything with this, they bring in the rental fund monies that are quietused into that fund. They track nothing, that is done through Scott Warner. Instead of having it in three separate funds, this would put it back into the county general fund, which is all there at one time. Holt asked Ms. Mills if she sees no downside? Ms. Mills stated no. Dillinger asked why did we do it originally? Altman stated in Scott's budget we have a Grant for marketing from the Visitor's Bureau, sitting in a maintenance budget, which makes no sense. Ms. Mills stated this would make it easier to track, instead of it being in CCD, 4-H Fund and the County General Fund, it would move those monies into County General. Altman motioned to approve. Dillinger seconded. Motion carried unanimously.

Liability Trust Claim: [1:57:35]

Ms. Mills requested approval of a Liability Trust Claim payable to St. Paul Companies in the amount of \$1,165.05. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit - Drainage Board:

Ms. Mills requested acceptance of Bonds and Letters of Credit for the Drainage Board. 1) HCDB-2002-00338A - Gulf Insurance Company Subdivision Bond No. B21864633 for the Saxony/Exit Ten Regulated Drain Relocation - \$25,000 (a Rider reducing the amount of the Surety from \$613,502.00 to \$25,000.00). 2) HCDB-2003-00051 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 88617S for Centennial, Section 9 - erosion control - \$42,610.00, 3) HCDB-2003-00052 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 888621S for Centennial, Section 9 - storm sewer and subsurface drain - \$445,720.00. 4) HCDB-2003-00053 - Developers Surety and Indemnity Company Subdivision Improvements Performance Bond No. 888624S for Centennial, Section 9 - monuments and markers - \$3,940.00. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Drainage Board:

Ms. Mills requested release of Bonds and Letters of Credit for the Drainage Board. 1)

HCDB-B99030 - Erie Insurance Performance Bond for Fertig Drain Reconstruction at Carmel Drive and Old Meridian - \$54,400.00. 2) HCDB-B99031 - Erie Insurance Payment Bond for the Fertig Drain Reconstruction at Carmel Drive and Old Meridian - \$54,400.00. 3) HCDB-L01-010 - Fifth Third Bank Irrevocable Standby Letter of Credit No. SB12945 for Canal Place, Section 4 storm sewers - \$204,600.00. 4) HCDB-L01-004 - First Merchants Bank Irrevocable Standby Letter of Credit No. FMB-1342 for Brooks Manor storm sewers - \$60,000.00. 5) HCDB-L01-005 - First Merchants Bank Irrevocable Standby Letter of Credit No. FMB-1343 for Brooks Manor erosion control and seeding - \$2,500.00. 6) HCDB-L00-013 - Salin Bank and Trust Company Irrevocable Letter of Credit No. 265 for English Oaks erosion control construction - \$58,740.00. 7) HCDB-L00-014 - Salin Bank and Trust Company Irrevocable Letter of Credit No. 266 for English Oaks storm sewer construction \$52,300.00. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

County Treasurer's Monthly Report:

Ms. Mills requested approval of the July 2003 County Treasurer's Monthly Report. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Clerk of the Circuit Court Monthly Report:

Ms. Mills requested approval of the July 2003 Clerk of the Circuit Court Monthly Report. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Payroll Claims:

Ms. Mills requested approval of the Payroll Claims for the period of August 2-16, paid August 29, 2003. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Vendor Claims:

Ms. Mills requested approval of the Vendor Claims to be paid August 26, 2003. Dillinger motioned to approve. Altman seconded. Motion carried unanimously.

Sheriff [2:01:11]

Meal Van:

Sheriff Doug Carter stated the Sheriff's meal van, which moves 600 meals a day, requires significant repair work and he is requesting a transfer of funds from the Jail Detention Fund for purchase of a van. Sheriff stated one of the Sheriff's vehicles collided with a deer and the vehicle was totaled. We can recover \$8,500.00 from the vehicle. He would like to request a transfer of funds to purchase a new vehicle. Mr. Swift stated the last time we had this situation we took the insurance money and the Commissioner's authorized the request for an additional for the difference to purchase a new vehicle. Dillinger motioned to approve. Altman seconded. Altman stated, as an alternative, do we have money in the Commissioner's budget to transfer? Mr. Swift stated we don't have money to transfer for vehicles. Altman asked Sheriff Carter if he has money in his budget to transfer? Sheriff Carter stated no. Motion carried unanimously. Holt asked for all those in favor of purchasing the meal van out of the Jail Detention Fund? - Motion carried unanimously.

EMA Grant: [2:06:22]

Altman asked Sheriff Carter, regarding the \$140,000 EMA Grant, did he receive notice that we were supposed to meet September 4th or 8th for the Committee to finalize what we are spending the money on? Sheriff Carter stated yes. Altman asked why would we have this application before that meeting? Sheriff Carter stated he had no idea. Altman stated the grant application is what we are supposed to finalize what the monies are to be spent on and that is a committee operation, not any individual member of EMA. Holt asked if Altman wants the application approved? Altman stated no. Altman stated we still have time that this could be approved September 8th.

Dillinger motioned to adjourn. Holt seconded. Motion carried unanimously.

Correspondence

Town of Fishers Letter to DLGF re: COIT Distribution
Elwood Wilson Drainage Basin Study Executive Summary

IDEM Notice of New Application:

Indianapolis Woodworking, Inc. - Fishers

IDEM Notice of Sewer Permit Applications:

Coxhall Park & Garden - Carmel
Oak Hall, Section 1 - Fishers
Cherry Tree Meadows, Section 3 - Noblesville
Cherry Tree Meadows, Section 4 - Noblesville
The Refuge, Sections 1A & 1B - Carmel

IDEM Notice of Appeal Rights:

The Ridge at Hayden Runs, Sections 1 & 2 - Carmel

Present

Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Auditor
Kim Rauch, Administrative Assistant to Auditor
Fred Swift, Administrative Assistant to Commissioners
Michael A. Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, Highway Engineer
Virginia Hughes, Administrative Assistant to Highway Engineer
Patricia Ogden, Highway Public Service Representative

Dave Lucas, Highway Inspector
Robert Chadwell, Highway Inspector
Steve Broermann, Highway Technical Engineer
Tim Knapp, Highway Right-of-Way Specialist
Joel Thurman, Highway Project Engineer
Matt Knight, Highway Staff Engineer
Mike McBride, Small Structure Staff Engineer
Dustin Teachnor, Highway Assets Manager
Faraz Hahn, Highway Department
Dave Sexton, Schneider Corporation
Becki Wise, USI
Floyd Burroughs, FEBA
Jerry Liston, Surveyor's Office
Al Patterson, Parks Department
George Piper, Noblesville Daily Times
Paul Shoopman, Dura Builders
Craig Lintner, Dura Builders